IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SIXTEENTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

-

WRIT PETITION NO : 12821 of 2005

Between:

L.V.Maheswara Reddy, s/o L.Gangi Reddy, aged about 33 years, Constable (943440846), Central Industrial Security Force, C/o. Assistant Commandant CISF Unit, Singareni Colleries Company Ltd., Goleti Area, Near Bellampally, Adilabad District, R/o.Quarter No.D//738, Goleti Township Post, Rebbena mandal, Adilabad District-504 292.

..... PETITIONER

AND

1. The Collector & District Magistrate, Kurnool.
2. The District Level Scrutiny Committee, rep. By its District Revenue Officer & Convener, Kurnool.
3. The Mandal Revenue Officer, Koilakuntla, Kurnool District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order or direction more particularly one in the nature of a writ of Mandamus declaring the action of the first respondent in issuing the impugned proceedings bearing No.D.Dis.C6.864/M/2004, dated 25.04.2005 as arbitrary and illegal and set aside the same.

Counsel for the Petitioner: MR.S.SATYAM REDDY

Counsel for the Respondents: GP FOR SOCIAL WELFARE

The Court at the admission stage made the following:

ORDER:

This writ petition is filed by the petitioner aggrieved by the orders of the first respondent dated 25.04.2005, which is stated to have been served recently, under which, the caste certificate issued to the petitioner was cancelled with immediate effect.

Though the learned counsel for the petitioner had advanced various contentions including the power of the District Collector to conduct enquiry with reference to the scheduled tribes, this Court declines to go into the same as there is an effective alternative remedy available to the petitioner under Section 7 (2) of the Andhra Pradesh (Scheduled Castes, Scheduled Tribes and Backward Classes) Regulation of Issue of Community Certificates Act, 1993 (for short 'the Act').

In view of the effective alternative remedy available to the petitioner under the Act, this Court declines to entertain the writ petition. Accordingly, the writ petition is dismissed as not maintainable. No costs.

16.06.2005

VGB

To

1. The Collector & District Magistrate, Kurnool.
2. The District Revenue Officer & Convener, District Level Scrutiny Committee, Kurnool..
3. The Mandal Revenue Officer, Koilakuntla, Kurnool District.
4. 2CCs to the Government Pleader for Social Welfare, High Court Buildings, Hyderabad (OUT).
5. 2CD copies.